

MESSAGE NO: 6102114 MESSAGE DATE: 04/11/1996

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-428-201, A-428-202, A-428-203,
A-428-205

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/31/1996 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING SCOPE RULING ON BALL BEARINGS, CYLINDRICAL ROLLER BEARINGS & SPHERICAL PLAIN BEARINGS & PARTS THEREOF FROM FEDERAL REPUBLIC OF GERMANY (A-428-201,202,203,205)

MESSAGE NO: 6102114

DATE: 04 11 1996

CATEGORY: ADA

TYPE: SCO

REFERENCE:

REFERENCE DATE:

CASES: A - 428 - 201

A - 428 - 202

A - 428 - 203

A - 428 - 205

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PERIOD COVERED: 03 31 1996 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: ANTIDUMPING SCOPE RULING ON BALL BEARINGS, CYLINDRICAL ROLLER BEARINGS & SPHERICAL PLAIN BEARINGS & PARTS THEREOF FROM FEDERAL REPUBLIC OF GERMANY (A-428-201,202,203,205)

1. ON MARCH 21, 1996, IN RESPONSE TO A REQUEST BY MARQUARDT SWITCHES, INC. (MARQUARDT), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT CERTAIN MEDIUM CARBON STEEL BALLS, PART NUMBER 158.001.011, IMPORTED BY MARQUARDT IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON BALL BEARINGS, CYLINDRICAL ROLLER BEARINGS AND SPHERICAL PLAIN BEARINGS AND PARTS THEREOF FROM THE FEDERAL REPUBLIC OF GERMANY (A-428-201, 202, 203, 205)

2. THE COMMERCE DEPARTMENT DETERMINED THAT BECAUSE MARQUARDT'S

MEDIUM CARBON STEEL BALLS, PART NUMBER 150.001.011, ARE OF A GRADE 3000 TOLERANCE, WHICH INDICATES THAT THE BALLS ARE NOT ROUND ENOUGH AND THEIR TOLERANCE IS TOO WIDE, THEY ARE UNSUITABLE FOR USE AS ROLLING ELEMENTS IN BALL BEARINGS AND ARE, THEREFORE, OUTSIDE THE SCOPE OF THE ORDER ON BALL BEARINGS, CYLINDRICAL ROLLER BEARINGS AND SPHERICAL PLAIN BEARINGS AND PARTS THEREOF FROM THE FEDERAL REPUBLIC OF GERMANY.

3. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRY SUMMARIES, REGARDLESS OF ENTRY SUMMARY DATE, OF THE MEDIUM CARBON STEEL BALLS IMPORTED BY MARQUARDT FROM THE FEDERAL REPUBLIC OF GERMANY LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE MEDIUM CARBON STEEL BALLS IMPORTED BY MARQUARDT FROM THE FEDERAL REPUBLIC OF GERMANY LISTED ABOVE.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. CONTINUE TO SUSPEND LIQUIDATION OF ENTRY SUMMARIES OF MEDIUM CARBON STEEL BALLS OTHER THAN MARQUARDT'S PART NUMBER 158.001.011 AND ALL OTHER ENTRIES OF BALL BEARINGS,

CYLINDRICAL ROLLER BEARINGS AND SPHERICAL PLAIN BEARINGS AND PARTS THEREOF SUBJECT TO THE ANTIDUMPING DUTY ORDER ON BALL BEARINGS CYLINDRICAL PLAIN BEARINGS AND SPHERICAL PLAIN BEARINGS AND PARTS THEREOF FROM THE FEDERAL REPUBLIC OF GERMANY AS PREVIOUSLY INSTRUCTED.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, TECHNICAL PROGRAMS, ANTIDUMPING/COUNTERVAILING DUTY, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT RON TRENTAM ON 202-482-4793, OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party